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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR05-316-JLR
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 MOHAMUD HASSAN ALI,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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14 An evidentiary hearing on supervised release revocation in this case was scheduled before
15 me on February 25, 2010. The United States was represented by AUSA Todd Greenberg and the
16 defendant by Peter Camiel. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about February 27, 2006 by the Honorable James L.
18 Robart on a charge of Possession with Intent to Distribute Cocaine Base, and sentenced to 36
19 months custody, 3 years supervised release. (Dkt. 65.)

20 The conditions of supervised release included the standard conditions plus the
21 requirements that defendant be prohibited from the use of alcohol, participate in drug testing and
22 treatment, submit to search, provide his probation officer with financial information as requested,

01 maintain a single checking account for all transactions, disclose all assets and liabilities, be
02 prohibited from incurring new lines of credit or credit obligations, be prohibited from possessing
03 any identification in any but his true identity, and, if deported, not reenter the United States
04 without permission.

05 On September 8, 2009, the conditions of supervision were modified to require defendant
06 to participate in a home confinement program with electronic monitoring for up to 90 days. (Dkt.
07 98)

08 In an application dated February 8, 2010 (Dkt. 100, 101), U.S. Probation Officer Jennifer
09 J. Tien alleged the following violations of the conditions of supervised release:

10 1. Driving Under the Influence of Alcohol on or about June 16, 2009, in violation
11 of the general condition that the defendant not commit any federal, state or local crimes.

12 2. Failing to report law enforcement contact on or about June 16, 2009, in violation
13 of standard condition number 11.

14 3. Using marijuana on or about January 15, 2010, in violation of standard condition
15 number 7.

16 4. Failing to report to the probation officer on February 2, 2010, in violation of
17 standard condition number 2.

18 5. Failing to notify the probation officer at least 10 days prior to any change in
19 residence on or before February 3, 2010, in violation of standard condition number 6.

20 6. Failing to report to the probation officer on February 4, 2010, in violation of
21 standard condition number 2.

22 Defendant was advised in full as to those charges and as to his constitutional rights.

01 The government moved to amend violation 1 to allege the commission of the crime of
02 Negligent Driving, to reflect the Defendant's guilty plea to that charge in Snohomish County.
03 Defendant admitted the alleged violations, including violation 1 as amended, and waived any
04 evidentiary hearing as to whether they occurred. (Dkt. 106.)

05 I therefore recommend the Court find defendant violated his supervised release as
06 alleged, and that the Court conduct a hearing limited to the issue of disposition. The next
07 hearing will be set before Judge Robart.

08 Pending a final determination by the Court, defendant has been detained.

09 DATED this 25th day of February, 2010.

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11 Mary Alice Theiler
12 United States Magistrate Judge

13 cc: District Judge: Honorable James L. Robart
14 AUSA: Todd Greenberg
15 Defendant's attorney: Peter Camiel
16 Probation officer: Jennifer J. Tien
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